

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

ERNEST SEAY,

Petitioner,

vs.

WARDEN, OAKWOOD  
CORRECTIONAL FACILITY,

Respondent.

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NO. 1:10-CV-828

**ORDER**

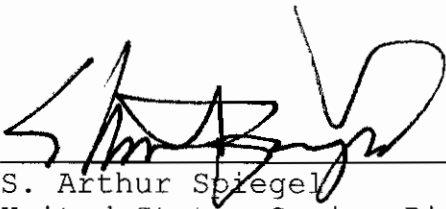
This matter is before the Court on the Magistrate Judge's Report and Recommendation (doc. 10), to which there were no objections.

Having reviewed this matter de novo pursuant to 28 U.S.C. § 636, the Court finds the Magistrate Judge's Report and Recommendation thorough, well-reasoned, and correct.

Accordingly, the Court hereby ADOPTS and AFFIRMS the Magistrate Judge's Report and Recommendation (doc. 10), and DENIES Respondent's Motion to Dismiss Habeas Corpus Petition as Unexhausted (doc. 9).

SO ORDERED.

DATED: 10/11/11

  
S. Arthur Spiegel  
United States Senior District Judge